

Attorney Docket No. 65761.000003 (formerly 63049.001003) Attorney Customer No. 27682

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re U.S. Patent Application of:  |  |                      |  |  |  |  |
|--|--|----------------------|--|--|--|--|
| Ronald D. BLUM et al.  | Group Art Unit:  | 2873                 |  |  |  |  |
| Application No.: 10/626,973  | Examiner:  | Jordan Marc Schwartz |  |  |  |  |
| Filing Date: July 25, 2003   | Confirmation No: 3786  |                      |  |  |  |  |
| Title: SYSTEM, APPARATUS AND METH<br>AN ELECTRO-ACTIVE LENS                          | OD FOR CORRECTI  | NG VISION USING      |  |  |  |  |
| RESPONSE TRAI  | NSMITTAL LETTER  | <u>.</u>             |  |  |  |  |
| MAILSTOP AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450    |  |                      |  |  |  |  |
| Sir:   |  |                      |  |  |  |  |
| Enclosed is an Amendment/Response was September 7, 2004 in connection with the above |  |                      |  |  |  |  |
| [ ] A Request for Entry and Consider § 1.129(a) is also enclosed.                    | A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) is also enclosed. |                      |  |  |  |  |
| [X] No additional claim fee is requi   | red.   |                      |  |  |  |  |
| [ ] Supplemental Joint Declaration   | Supplemental Joint Declaration for Patent Application  |                      |  |  |  |  |
| [ ] An additional claim fee is requi   | onal claim fee is required, and is calculated as shown below:                                    |                      |  |  |  |  |

|  |                  | CLAI                                      | MS.             |             |     |
|--|------------------|---|-----------------|-------------|-----|
| Shripton on  | NO. OF<br>CLAIMS | HIGHEST NO. OF CLAIMS PREVIOUSLY PAID FOR | EXTRA<br>CLAIMS | RATE        | FEE |
| Total Claims   | 32               | Minus 70 =                                | 0               | x \$18.00 = | 0   |
| Independent<br>Claims  | 3                | Minus 11 =                                | 0               | x \$88.00 = | 0   |
| If Amendment adds multiple dependent claims, add \$260.00              |                  |   |                 |             | n/a |
| Total Amendment Fee  |                  |   |                 |             | 0   |
| If small entity status is claimed, subtract 50% of Total Amendment Fee |                  |   |                 |             | n/a |
| TOTAL ADDITIONAL FEE DUE FOR THIS AMENDMENT                            |                  |   |                 |             | 0   |

- [ ] Charge \$\_\_\_\_ to Deposit Account No. 08-3436 for the fee due.
- [ ] Check No. \_\_\_ in the amount of \$\_\_\_ is enclosed for the fee due.
- [X] A Certificate of Mailing Under 37 C.F.R. §1.8.
- [X] Self-addressed stamped postcard.
- [X] The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §1.16, 1.17 and 1.21 that may be required by this paper to Deposit Account No. 08-3436.

Date: October 13, 2004

Respectfully submitted,

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

Ronald D. BLUM et al.

Group Art Unit:

2873

Application No.: 10/626,973

Examiner:

Jordan Marc Schwartz

Filing Date: July 25, 2003

Confirmation No:

3786

Title: SYSTEM, APPARATUS AND METHOD FOR CORRECTING VISION USING

AN ELECTRO-ACTIVE LENS

## **CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

#### MAILSTOP AMENDMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage First Class Mail in an envelope addressed to:

#### MAILSTOP AMENDMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

on \_\_\_ October 13, 2004

Date

Signature Lorrie K. Wesolosky

Typed or printed name of person signing Certificate

Documents being submitted with this Certificate of Mailing include:

- 1) Response Transmittal Letter
- 2) Amendment/Response to the Office Action Mailed September 7, 2004
- 3) Self addressed stamped return postcard

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

Ronald D. BLUM et al. Group Art Unit: 2873

Application No.: 10/626,973 Examiner: Jordan Marc Schwartz

Filing Date: July 25, 2003 Confirmation No: 3786

Title: SYSTEM, APPARATUS AND METHOD FOR CORRECTING VISION USING

AN ELECTRO-ACTIVE LENS

MAILSTOP AMENDMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

# AMENDMENT/RESPONSE TO THE OFFICE ACTION DATED SEPTEMBER 7, 2004 UNDER 37 C.F.R. § 1.111

Sir:

The present communication is responsive to an Office Action dated September 7, 2004 in the above-captioned application (the "Application"). Reconsideration is respectfully requested in light of the following remarks.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper. Remarks begin on page 8 of this paper.